IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

MONDAY, THE TWENTIETH DAY OF SEPTEMBER
TWO THOUSAND AND FOUR

PRESENT

THE HON'BLE MR JUSTICE A.GOPAL REDDY

WRIT PETITION NO: 16841 of 2004

Between:

Nandyal Lakshamma W/o. Rami Reddy
Lakshmi Podupu Group Mandalur Village, Rudravaram Mandal
Kurnool District.

... PETITIONER

AND

1 The Mandal Revenue Officer Rudravaram Mandal, Kurnool District.
2 The Mandal Educational Officer Rudravaram Mandal, Kurnool District.
3 Swathi Podupu Group, rep by its leader Dudekula Dastagiramma
Mandalur Village, Rudravaram Mandal Kurnool District.

...RESPONDENTS

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court will be pleased to issue a writ, order or direction or particularly one in the nature of writ of Mandamus, declaring the action of the 1st respondent in issuing the impugned proceedings No.D.Dis.No.159/04, dt.13.7.2004 removing the petitioner Swathi Lakshmi-Podupu Group as the implementing Agency of S.L.N.Aided Upper Primary School, by appointing 4th respondent Swathi Podupu Group without a notice, giving opportunity, on untenable grounds, as illegal, arbitrary and violation of Article 14,19,21 of constitution of India and consequently set aside the above stated impugned proceedings.

Counsel for the Petitioner: MR.K.RATHANGA PANI REDDY

Counsel for the Respondents 1 and 2: GP FOR REVENUE

The Court at the admission stage made the following:

ORDER:

By the impugned order, the Mandal Revenue Officer, while removing the petitioner-leader of Swathi Lakshmi-Podupu Group as implementing agency to supply midday meal to S.L.N.Aided Upper Primary School, Mandaluru Village, Rudravaram Mandal, Kurnool District, appointed third respondent as implementing agency to supply midday meal to the children of the said school on the ground that third respondent is senior to the petitioners' group and that they are entitled to be considered on seniority basis. Hence the present Writ Petition has been filed.

2. In view of the same, petitioner can approach the Joint Collector, who is the monitoring authority in appointing the implementing agencies for supply of midday meals to the school children, by making a representation. On petitioner making such representation, the Joint Collector can consider the same and pass appropriate orders after due notice to the parties likely to be affected.

The Writ Petition is accordingly disposed of. No costs.

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A. **GOPAL REDDY, J**

September 20, 2004

N.B. *Furnish copy in three days*

(**B/o)**

MRR

To:

1 The Mandal Revenue Officer Rudravaram Mandal, Kurnool District.
2 The Mandal Educational Officer Rudravaram Mandal, Kurnool District.
3 Swathi Podupu Group, rep. by its leader Dudekula Dastagiramma
Mandalur Village, Rudravaram Mandal Kurnool District.

4 Two C.C.s to the G.P. for Revenue, High Court Buildings, Hyderabad (OUT)

5 Two C.D. Copies.